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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: Catania, Anna et al.

APPLICATION No.:

09/533,341

FILED:

March 23, 2000

FOR: ANTIMICROBIAL AND ANTI-INFLAMMATORY

PEPTIDES FOR USE IN HUMAN **IMMUNODEFICIENCY VIRUS** 

**EXAMINER:** 

Jeffrey

Ph.D.

**ART UNIT:** 

### Request for Continued Examination (RCE) Transmittal

Subsection (b) of 35 U.S.C. §132, effective on May 29, 2000, provides for continued examination of an utility or plant application, filed on or after June 8, 1995. See The American Inventors Protection Act of 1999 (AIPA).

Box: RCE

Assistant Commissioner for Patents

Washington, D.C. 20231

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AiPA. See changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

#### 1. Submission required under 37 C.F.R. §1.114

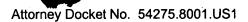
	a.		previously	the filed	mitted amendme nendment(s) re	•	, ,			F.R. §	§1.116
			Consider previously	the	arguments				-	Reply	Brief
/07/2003 AWO	NDAF1 00000105	□ 500665	Other 09533341	•						•	
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b.			Enclosed Amendment/Reply Affidavit(s)/Declaration(s) Information Disclosure Statement (IDS) Other					
2.	Misce	Miscellaneous						
	a.		Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required)					
	b.		Other					
3.	<u>Fees</u>	The RCE	fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. §1.114 when RCE is filed.					
	a.	$\boxtimes$	The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 50-0665.					
	b.		A check in the amount of \$ is enclosed to cover the following					
		$\boxtimes$	fees. RCE fee of \$ 370.00 required under 37 C.F.R. §1.17(e) One Month Extension of time fee (37 C.F.R. §1.136 and §1.17) Other					
	C.		The Director is hereby authorized to charge any underpayment in fees (or credit any overpayments) to Deposit Account No. 50-0665.					
			Respectfully submitted, Perkins Coie LLP					
Date:_	12/	127 1	James J. Zhu, Ph.D. Registration No.52,396					

<u>Correspondence Address:</u> Customer No. 34055

Customer No. 34055
Perkins Coie LLP
P.O. Box 1208
Seattle, Washington 98111-1208



Attorney Docket No. 54275.8001.US17

PATENT

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PEPTIDES FOR USE IN HUMAN IMMUNODEFICIENCY VIRUS

EXAMINER:

Jeffrey S. Parkin,

Ph.D.

**ART UNIT:** 

JAN 0 8 2003 EGH CENTER 1600/2900

## Amendment Under 37 C.F.R. § 1.114

Assistant Commissioner for Patents Washington, D.C. 20231

Dear Sir:

The present communication is filed concurrently with a Request for Continued Examination and responds to the Office Action dated August 28, 2002, regarding the above-identified application. Please amend the application and review the remarks as follows. The attached Appendix presents versions with Markings to Show the Changes made by the current amendment and a Clean Set of Claims.

# CERTIFICATE OF MAILING (37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to Box Amendment, Commissioner for Patents, Washington, D.C. 20231.

Name of Person Mailing Paper

Signature of Person Mailing Paper

ICHELLE C. JACKSON

December 27, 2002

Date of Deposit